

06-0701

#812 CPA/1656#
6-12-01PTO/SB/29 (08-00)
Approved for use through 10/31/2002, OMB 0651-0032
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTALSubmit an original and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))CHECK BOX, if applicable
 DUPLICATE

ADDRESS TO: Box CPA Commissioner for Patents Washington, D.C. 20231	Attorney Docket No.	650053.91126
	First Named Inventor	Kelly J. Henrickson, <u>et al.</u>
	Examiner Name	J. Siew
	Group/Art Unit	1656
	Express Mail Label	FE 549851205US

This is a request for a continuation or divisional application under 37 CFR 1.53(d)
(continued prosecution application (CPA) of prior application number 09/484,704
filed on January 18, 2000, entitled VIRUS ASSAY METHOD

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b) or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 27 CFR 1.14 to access to, copies of, or information concerning the prior application may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every

1. Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. A preliminary amendment is submitted.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:
.....
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed.
 - a. PTO-1449
 - b. Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(C))	3 - 20* =	0	X \$18.00 =	\$ 0
	INDEPENDENT CLAIMS (37 CFR 1.16(B))	- 3** =	0	X \$40.00 =	\$ 0
	MULTIPLE INDEPENDENT CLAIMS (IF APPLICABLE) 37 CFR 1.16(d))			X \$270.00 =	\$
				BASIC FEE (37 CFR 1.16(a))	\$710.00
			Total of above Calculations =		\$
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28)				\$355.00
	* Reissue claims in excess of 20 and over the original patent ** Reissue independent claims over the original patent			TOTAL =	\$355.00

6. Small entity status: Applicant claims small entity status.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees
Deposit Account No. 17-0055.
- Fees required under 37 CFR 1.16.
 - Fees required under 37 CFR 1.17.
 - Fees required under 37 CFR 1.18.
8. A check in the amount of \$ _____ is enclosed.
9. Payment by credit card. For PTO-2038 is attached
10. Applicant requests suspension of action under 37 CFR 1.103(b) (fee under 37 CFR 1.17(i) enclosed
11. New Attorney Docket Number, if desired _____
[Prior application Attorney Docket Number will carryover to this CPA application unless a New Attorney Docket Number has been Provided herein].
- 12 a. Receipt for Facsimile Transmitted CPA (PTO/SB/29A)
b. Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. Other: _____

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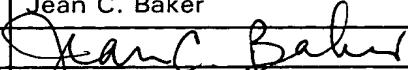
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NOTE: The prior application's correspondence address will carry over to this CPA
UNLESS a new correspondence address is provided below

10. NEW CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label		or <input type="checkbox"/> Correspondence address below (Insert Customer No. or Attach bar code label here). 26710
PATENT TRADEMARK OFFICE		
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ADDRESS		
CITY	STATE	ZIP CODE
COUNTRY	TELEPHONE	FAX

11. SIGNATURE OF APPLICANT, ATTORNEY OR AGENT AS REQUIRED

NAME	Jean C. Baker
SIGNATURE	
Registration No. (Attorney/Agent)	35,433
DATE	June 6, 2001